

BEST AVAILABLE COPY

Docket: 452058

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CENTRAL FAX CENTER****OCT 30 2006****REMARKS/ARGUMENTS**

This application was on appeal, but then prosecution was reopened in the last Office Action mailed June 28, 2006. Applicant has elected to pursue the second option suggested by the Examiner, that being to initiate a new appeal by filing a new notice of appeal under 37 C.F.R. § 41.31 and then a new appeal brief under 41.37 which contemplates the findings made in the latest Office Action. This amendment is submitted under 37 C.F.R. § 41.33 as an amendment made after appeal.

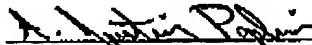
Claim 23 has been cancelled. Claims 24 and 25 have been amended to comply with informalities pointed out by the Examiner. Therefore, we request that this amendment be entered for appeal as allowed per 37 C.F.R. § 41.33. See also MPEP 1206 (I).

Applicant does not believe that any fee is due with this amendment. However, if Applicant is mistaken, the Commissioner is authorized to deduct any required fee from Deposit Account 12-0600. If the Examiner has any questions concerning this case, he is encouraged to contact the undersigned at the number below.

Respectfully submitted,
LATHROP & GAGE LC

OCT. 30, 2006

Date


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Response to June 28, 2006 Office Action
U.S. Patent Application Serial No.: 10/017,798